

Docket No.: 000023.0122
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hendricus F. J. Maria van der Eerden et al.

Application No.: 10/519,071

Confirmation No.: 7470

Filed: December 23, 2004

Art Unit: 1791

For: METHOD AND MOULDING DEVICES FOR
MOULDING THREE-DIMENSIONAL
PRODUCTS

Examiner: Emmanuel S. Luk

**REQUEST FOR CLARIFICATION OF OFFICE ACTION AND ISSUANCE
OF NEW OFFICE ACTION**

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Examiner is hereby requested to reissue and restart the response date for the Office Action dated July 25, 2008 for the reasons stated below.

In paragraph 6, page 3, of the Office Action claims 49, 68, 85, 87 and 89-118 are rejected under 35 USC § 103(a) as being obvious over Fay in view of Murphy, Orlowski in view of Caldwell. However, in the subsequent discussion, the Examiner states "Fujiki fails to teach inserts made of flexible elastomer, and a release device." No reference to Fujiki is made in the rejection, however.

The undersigned counsel telephoned the Examiner on or about August 19, 2008 to request that the Office Action be clarified and reissued and that the response date be restarted. To date, no reissued Office Action has been received.

If no Office Action is issued clarifying the pending July 25, 2008 Office Action, this Request is to be deemed a traversal of the pending Office Action on the grounds that the Action is incomprehensible.

If the Examiner should have any questions, please contact the undersigned counsel at 202-772-5821.

Dated: October 2, 2008

Respectfully submitted,

By Michael D. White

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